



EXPRESS MAIL NUMBER  
EV6 8763341605

<b>Response to Notice</b> <b>under 37 C.F.R. § 1.251</b>  <b>Address to:</b> <b>MAIL STOP: Duplicates</b> <b>Commissioner for Patents</b> <b>P.O. Box 1450</b> <b>Alexandria, VA 22313-1450</b>	Application Number	10/632,870
	Attorney Docket Number	10004042-2
	Filing Date	July 31, 2003
	First Named Inventor	Myerson
	Examiner	NA
	Group Art	NA
	Title	Capture Arrays Using Polypeptide Capture Agents

Sir:

In response to the Notice under 37 C.F.R. § 1.251, the Applicants records for the above referenced file are submitted herewith.

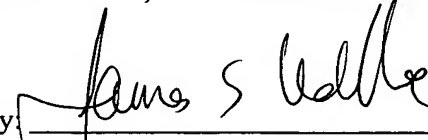
Submitted herewith are:

- Returned postcard stamped by U.S.P.T.O.
- Patent Application Transmittal Letter (2 pgs)
- Application Data Sheet (2 pgs)
- Preliminary Amendment (6 pgs)
- Specification of Application (21 pgs)
- 5 Sheets of Figures (5 pgs)
- Declaration and Power of Attorney (1 pg)
- Information Disclosure Statement (1 pg)
- PTO Form 1449 ( 2 pgs)
- 10 Documents
- Recordation Form Cover Sheet (in dup.) (2 pgs)
- Assignment (1 pg)

If the Patent Office determines that extensions or other relief is required and/or fees are due applicants, the Applicant petitions for any required relief, including extensions of time, and authorizes the Commissioner to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 50-1078.

Respectfully submitted,  
BOZICEVIC, FIELD & FRANCIS LLP

Date: September 19, 2005

By:   
James S. Keddle, Ph.D.  
Registration No. 48,920

AGILENT TECHNOLOGIES, INC.  
Legal Department, DL429  
Intellectual Property Administration  
P. O. Box 7599  
Loveland, Colorado 80537-0599

ATTORNEY DOCKET NO. 10004042-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Myerson

Serial No.: 10/632,870

Examiner: N/A

Filing Date: July 31, 2003

Group Art Unit: N/A

Title: CAPTURE ARRAYS USING POLYPEPTIDE CAPTURE AGENTS



COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- ☐ Response/Amendment ☐ Petition to extend time to respond  
☐ New fee as calculated below ☐ Supplemental Declaration  
☒ No additional fee (Address envelope to "Mail Stop Amendments")  
☒ Other: Response to Notice under 1.251, copy of notice, copy of file history, postcard (Fee \$ \_\_\_\_\_)

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS		MINUS		= 0	X 50	\$ 0
INDEP. CLAIMS		MINUS		= 0	X 200	\$ 0
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ 300	\$ 0
EXTENSION FEE	1 <sup>ST</sup> MONTH 120.00 <input type="checkbox"/>	2 <sup>ND</sup> MONTH 450.00 <input type="checkbox"/>	3 <sup>RD</sup> MONTH 1020.00 <input type="checkbox"/>	4 <sup>TH</sup> MONTH 1590.00 <input type="checkbox"/>		\$ 0
OTHER FEES						\$ 0
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 0

Charge \$ 0 to Deposit Account **50-1078**. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account **50-1078** pursuant to 37 CFR 1.2 5. Additionally please charge any fees to Deposit Account **50-1078** under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this transmittal letter is enclosed.

"Express Mail" label no. EV687633416US

Date of Deposit: 09-19-2005

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

Typed Name: Donna Macedo

Signature: Donna Macedo

Respectfully submitted,

Myerson

By Bret E. Field

Bret E. Field for Timothy Joyce  
Attorney/Agent for Applicant(s)

Reg. No. 37,620

Date: 09-19-2005

Telephone No. (650) 485-4310



09-21-05  
COMMISSIONER FOR PATENTS

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**In re Application of:**

**Application No.:** 10/632,870  
**Filing Date:** July 31, 2003  
**Title:**

**Direct to:** U. S. Patent and Trademark Office  
Mail Stop: Duplicates  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**NOTICE UNDER 37 CFR 1.251 – Pending Application**

**Statement (check the appropriate box):**

☒ The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

☐ The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).

☐ The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.

☐ Applicant does not possess any record of the correspondence between the Office and the applicant for the above identified application.

Sept 19, 2005  
Date

James S. Keddie  
Signature  
JAMES KEDDIE  
Typed or printed name

**A Copy of this notice should be returned with the reply.**

**Burden Hour Statement:** This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.



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Express Mail No. EV334001065US

File No. 10004042-2

Date Mailed: July 31, 2003

Application No.: Unassigned

Filing Date: Herewith

Inventor(s): Myerson

Title: CAPTURE ARRAYS USING POLYPEPTIDE CAPTURE AGENTS

Enclosures:

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00746 U.S. PTO  
10/632870



07/31/03

Acknowledge Receipt of enclosures